

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Jeffrey Gilbert

Application No.: 10/797,459

Confirmation No.: 4461

Filed: March 10, 2004

Art Unit: 3632

For: LAWN WASTE BAG HOLDER

Examiner: A. M. King

AMENDMENT IN RESPONSE TO NON-FINAL OFFICE ACTION

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

INTRODUCTORY COMMENTS

In response to the Office Action dated July 31, 2006, please amend the above-identified U.S. patent application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 5 of this paper.

AMENDMENTS TO THE CLAIMS

1. (Canceled)
2. (Previously presented) The assembly of claim 5 wherein said base is square.
3. (Canceled)
4. (Previously presented) The assembly of claim 5 wherein said base has an open side.
5. (Currently amended) A yard waste bag loading assembly accommodating a yard waste bag having a bag opening and a bag height comprising:
 - a base having dimensions to accommodate ~~[[a]]~~ the yard waste bag therein, ~~the yard waste bag having an opening;~~
 - a plurality of vertical supports extending from said base to a height ~~to accommodate the yard waste bag~~ greater than the bag height; and
 - a funnel hingeably secured to at least one of said plurality of vertical supports, said funnel having a mouth greater than the bag opening ~~size~~;wherein said funnel comprises a support frame and a fabric wall supported from said frame.

6. (Original) The assembly of claim 5 further comprising a spout secured to said fabric wall.

7. (Currently amended) The assembly of claim 5 wherein said ~~funnel~~ support frame is a unitary construct.

8. (Currently amended) The assembly of claim 5 wherein said ~~funnel~~ support frame is hexagonal.

9. (Currently amended) The assembly of claim 5 wherein said ~~funnel~~ support frame has a shape selected from the group consisting of: circular, triangular, and higher than four-sided polygonal.

10-11 (Canceled)

12. (Currently amended) The assembly of claim ~~10~~ 5 wherein said base is formed of tubular linear pieces joined by elbow fittings.

13. (Original) The assembly of claim 12 wherein said tubular linear pieces are plastic.

14. (Currently amended) The assembly of claim 5 wherein said ~~funnel~~ support frame is formed of tubular linear pieces joined by elbow fittings.

15. (Original) The assembly of claim 14 wherein said tubular linear pieces are plastic.

16. (Currently amended) The assembly of claim 5 wherein a ~~vertical support~~ top of at least one of said plurality of vertical supports has a split tube cradle adapted to receive a portion of said ~~funnel~~ support frame.

17. (Previously presented) The assembly of claim 5 further comprising a wheel rotatably secured to said base.

18. (Previously presented) An assembly according to claim 5 further comprising a screen bag support secured to said base.